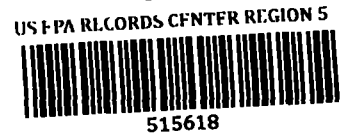


UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA
FOURTH DIVISION



931698

UNITED STATES OF AMERICA,

Plaintiff,

and

STATE OF MINNESOTA, by its
Attorney General Hubert H. Humphrey, III,
its Department of Health, and its
Pollution Control Agency,

Civil No. 4-80-469

Plaintiff-Intervenor,

v.

REILLY TAR & CHEMICAL CORPORATION;
HOUSING AND REDEVELOPMENT AUTHORITY
OF ST. LOUIS PARK; OAK PARK VILLAGE
ASSOCIATES; RUSTIC OAKS CONDOMINIUM
INC.; and PHILIP'S INVESTMENT CO.,

Defendants.

NOTICE OF TAKING
ORAL DEPOSITION

and

CITY OF ST. LOUIS PARK,

Plaintiff-Intervenor,

v.

REILLY TAR & CHEMICAL CORPORATION,

Defendant.

and

CITY OF HOPKINS,

Plaintiff-Intervenor,

v.

REILLY TAR & CHEMICAL CORPORATION,

Defendant.

TO: James M. Rosenbaum, United States Attorney, Francis X. Hermann, Assistant United States Attorney, 110 S. 4th Street, Minneapolis, Minnesota 55401, and Erica L. Dolgin and David Hird, Attorneys, Environmental Enforcement Section, Land and Natural Resources Division, Department of Justice, Washington, D.C. 20530; and Robert E. Leininger, Enforcement Attorney, Environmental Protection Agency, Region V, 230 S. Dearborn, Chicago, Illinois, 60604, attorneys for Plaintiff, United States of America; and

Edward J. Schwartzbauer, Becky Comstock, Michael J. Wahoske, and Dorsey & Whitney, 2200 First Bank Place East, Minneapolis, Minnesota 55402, attorneys for Defendant Reilly Tar & Chemical Corporation; and

Wayne G. Popham, Allen Hinderaker, and Popham, Haik, Schnobrich, Kaufman & Doty, Ltd., 4344 IDS Center, Minneapolis, Minnesota 55402, attorneys for Plaintiff-Intervenor, City of St. Louis Park and Defendant, Housing and Redevelopment Authority of St. Louis Park, Minnesota; and

Joseph C. Vesely, Vesely, Otto, Miller & Keefe PA, Suite 203, Northwestern Bank Building, Hopkins, MN 55343, attorney for Plaintiff-Intervenor, City of Hopkins; and

Laurence A. Waldoch, Lindquist & Vennum, IDS Center, 80 South Eighth Street, Minneapolis, Minnesota 55402, attorney for Defendant, Oak Park Village Associates; and

James T. Swenson, Mackall, Crounse & Moore, 1600 TCF Tower, Minneapolis, Minnesota 55402, attorney for T.C.F. Service Corporation, successor in interest to Defendant, Rustic Oaks Condominium, Inc.; and

Thomas W. Wexler, Peterson, Engberg & Peterson, 700 Title Insurance Building, Minneapolis, Minnesota 55401, attorney for Defendant Philip's Investment Company.

PLEASE TAKE NOTICE that at 9:00 a.m. on Wednesday, March 16, 1983, at the Board Room of the Minnesota Pollution Control Agency, 1935 West County Road B-2, Roseville, Minnesota, the deposition of Thomas Renner will be taken.

This deposition will be taken upon oral examination, before a Notary Public, or before some other officer authorized by law to take depositions. The oral examination will continue from day to day until completed.

Dated: February 24, 1983.

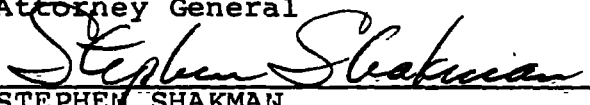
Respectfully submitted

HUBERT H. HUMPHREY, III
Attorney General
State of Minnesota

PAUL G. ZERBY
Special Assistant
Attorney General

DENNIS M. COYNE
Special Assistant
Attorney General

BY:


STEPHEN SHAKMAN
Special Assistant
Attorney General

ATTORNEYS FOR THE
STATE OF MINNESOTA
1935 West County Road B2
Roseville, Minnesota 55113
Tel. (612) 296-7342



STATE OF MINNESOTA

OFFICE OF THE ATTORNEY GENERAL

HUBERT H. HUMPHREY, III
ATTORNEY GENERAL

ST. PAUL 55155

ADDRESS REPLY TO
ATTORNEY GENERAL'S OFFICE
POLLUTION CONTROL DIVISION
1935 WEST COUNTY ROAD B-2
ROSEVILLE, MN 55113
TELEPHONE (612) 296-7342

February 24, 1983

James M. Rosenbaum
United States Attorney
Francis X. Hermann
Assistant United States Attorney
110 S. 4th Street
Minneapolis, Minnesota 55401

Erica L. Dolgin
David Hird
Environmental Enforcement Section
Land and Natural Resources Division
Department of Justice
Washington, D.C. 20530

Robert E. Leininger
Enforcement Attorney
Environmental Protection Agency
Region V
230 S. Dearborn
Chicago, Illinois 60604

Laurence A. Waldoch
Lindquist & Venum
IDS Center
80 South Eighth Street
Minneapolis, Minnesota 55402

James T. Swenson
Mackall, Crounse & Moore
1600 TCF Tower
Minneapolis, Minnesota 55402

Edward J. Schwartzbauer
Becky Comstock
Michael J. Wahoske
Dorsey & Whitney
2200 First Bank Place East
Minneapolis, Minnesota 55402

Wayne G. Popham
Allen Hinderaker
Popham, Haik, Schnobrich,
Kaufman & Doty, Ltd.
4344 IDS Center
Minneapolis, Minnesota 55402

Joseph C. Vesely
Vesely, Otto, Miller & Keefe PA.
Suite 203,
Northwestern Bank Building
Hopkins, MN 55343

Thomas W. Wexler
Peterson, Engberg & Peterson
700 Title Insurance Building
Minneapolis, Minnesota 55401

Re: U.S. v. Reilly Tar & Chemical Corp.
File No. Civ. 4-80-469

Dear Counsel:

Enclosed and served upon you by United States Mail are
notices of depositions for William R. Roder and Thomas Renner.

AN EQUAL OPPORTUNITY EMPLOYER



Please be advised that the deposition of Richard Hennessy will resume at 9:00 o'clock a.m., March 7, 1983, at the United States Attorneys Office, 46 E. Ohio Street, Indianapolis, Indiana, and that the deposition of Harold R. Horner has been rescheduled to 9:00 o'clock a.m., March 8, 1983 at the same location.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Stephen Shakman".

STEPHEN SHAKMAN
Special Assistant
Attorney General

SS:mah

Enclosure

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA
FOURTH DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

and

STATE OF MINNESOTA, by its
Attorney General Hubert H. Humphrey, III,
its Department of Health, and its
Pollution Control Agency,

Plaintiff-Intervenor,

v.

REILLY TAR & CHEMICAL CORPORATION;
HOUSING AND REDEVELOPMENT AUTHORITY
OF ST. LOUIS PARK; OAK PARK VILLAGE
ASSOCIATES: RUSTIC OAKS CONDOMINIUM
INC.; and PHILIP'S INVESTMENT CO.,

Defendants.

Civil No. 4-80-469

NOTICE OF TAKING
ORAL DEPOSITION

and

CITY OF ST. LOUIS PARK,

Plaintiff-Intervenor,

v.

REILLY TAR & CHEMICAL CORPORATION,

Defendant.

and

CITY OF HOPKINS,

Plaintiff-Intervenor,

v.

REILLY TAR & CHEMICAL CORPORATION,

Defendant.

TO: James M. Rosenbaum, United States Attorney, Francis X. Hermann, Assistant United States Attorney, 110 S. 4th Street, Minneapolis, Minnesota 55401, and Erica L. Dolgin and David Hird, Attorneys, Environmental Enforcement Section, Land and Natural Resources Division, Department of Justice, Washington, D.C. 20530; and Robert E. Leininger, Enforcement Attorney, Environmental Protection Agency, Region V, 230 S. Dearborn, Chicago, Illinois, 60604, attorneys for Plaintiff, United States of America; and

Edward J. Schwartzbauer, Becky Comstock, Michael J. Wahoske, and Dorsey & Whitney, 2200 First Bank Place East, Minneapolis, Minnesota 55402, attorneys for Defendant Reilly Tar & Chemical Corporation; and

Wayne G. Popham, Allen Hinderaker, and Popham, Haik, Schnobrich, Kaufman & Doty, Ltd., 4344 IDS Center, Minneapolis, Minnesota 55402, attorneys for Plaintiff-Intervenor, City of St. Louis Park and Defendant, Housing and Redevelopment Authority of St. Louis Park, Minnesota; and

Joseph C. Vesely, Vesely, Otto, Miller & Keefe PA, Suite 203, Northwestern Bank Building, Hopkins, MN 55343, attorney for Plaintiff-Intervenor, City of Hopkins; and

Laurence A. Waldoch, Lindquist & Vennum, IDS Center, 80 South Eighth Street, Minneapolis, Minnesota 55402, attorney for Defendant, Oak Park Village Associates; and

James T. Swenson, Mackall, Crounse & Moore, 1600 TCF Tower, Minneapolis, Minnesota 55402, attorney for T.C.F. Service Corporation, successor in interest to Defendant, Rustic Oaks Condominium, Inc.; and

Thomas W. Wexler, Peterson, Engberg & Peterson, 700 Title Insurance Building, Minneapolis, Minnesota 55401, attorney for Defendant Philip's Investment Company.

PLEASE TAKE NOTICE that at 2:00 p.m. on Wednesday, March 9, 1983, at the United States Attorney's Office, 46 East Ohio Street, Indianapolis, Indiana, the deposition of William R. Roder will be taken.

This deposition will be taken upon oral examination, before a Notary Public, or before some other officer authorized by law to take depositions. The oral examination will continue from day to day until completed.

Dated: February 24, 1983.


Respectfully submitted

HUBERT H. HUMPHREY, III
Attorney General
State of Minnesota

PAUL G. ZERBY
Special Assistant
Attorney General

DENNIS M. COYNE
Special Assistant
Attorney General

BY:


STEPHEN SHAKMAN
Special Assistant
Attorney General

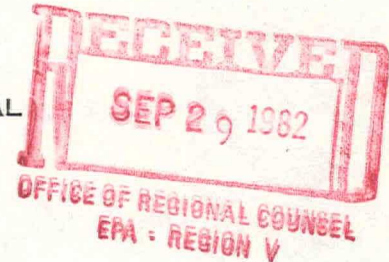
ATTORNEYS FOR THE
STATE OF MINNESOTA
1935 West County Road B2
Roseville, Minnesota 55113
Tel. (612) 296-7342



STATE OF MINNESOTA
OFFICE OF THE ATTORNEY GENERAL

ADDRESS REPLY TO:
OFFICE OF THE ATTORNEY GENERAL
MINNESOTA POLLUTION CONTROL AGENCY
1935 W. COUNTY ROAD B2
ROSEVILLE, MINNESOTA 55113
(612) 296-7342

Sesptember 27, 1982



Francis X. Hermann
Assistant U.S. Attorney
110 South 4th Street, Room 234
Minneapolis, MN 55401

Erica Dolgin
Room 1507
Environmental Enforcement Division
Land and Natural Resources Div.
U.S. Department of Justice
Washington, D.C. 20530

Wayne G. Popham
Popham, Haik, Schnobrich,
Kaufman & Doty, Ltd.
4344 IDS Center
80 South 8th Street
Minneapolis, MN 55402

Edward Schwartzbauer
Dorsey, & Whitney
2200 First Bank Place E.
Minneapolis, MN 55402

Bob Leininger
Enforcement
EPA - Region V
230 S. Dearborn St.
Chicago, Illinois 60604

Joseph C. Vesely
Vesely, Otto, Miller
& Keefe P.A.
Suite 203
Northwestern Bank Bldg.
Hopkins, MN 55343

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Minneapolis, MN 55402

Thomas W. Wexler
Peterson, Engberg &
Peterson
700 Title Insurance
Minneapolis, MN 55402

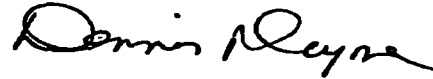
Re: United States v. Reilly Tar & Chemical Corporation, et al.

Dear Counsel:

The deposition of Herbert C. Finch will continue on
Wednesday, September 29, 1982 at 9:30 a.m., in the basement

conference room located at the Minnesota Pollution Control Agency,
1935 West County Road B-2, Roseville, Minnesota.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Dennis M. Coyne".

DENNIS M. COYNE
Special Assistant
Attorney General

DMC:mah

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA
FOURTH DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

and

STATE OF MINNESOTA, by its
Attorney General Warren Spannaus,
its Department of Health, and its
Pollution Control Agency,

Civil No. 4-80-469

NOTICE OF TAKING ORAL
DEPOSITION

Plaintiff-Intervenor,

v.

REILLY TAR & CHEMICAL CORPORATION;
HOUSING AND REDEVELOPMENT AUTHORITY
OF ST. LOUIS PARK; OAK PARK VILLAGE
ASSOCIATES; RUSTIC OAKS CONDOMINIUM
INC.; and PHILIP'S INVESTMENT CO.,

Defendants.

and

CITY OF ST. LOUIS PARK,

Plaintiff-Intervenor,

v.

REILLY TAR & CHEMICAL CORPORATION,

Defendant.

and

CITY OF HOPKINS,

Plaintiff-Intervenor,

v.

REILLY TAR & CHEMICAL CORPORATION,

Defendant.

TO: James M. Rosenbaum, United States Attorney, Francis X.
Hermann, Assistant United States Attorney, 110 S. 4th Street,
Minneapolis, Minnesota 55401, and Erica L. Dolgin, Attorney,
Environmental Enforcement Section, Land and Natural Resources
Division, Department of Justice, Washington, D.C. 20530,
attorneys for Plaintiff, United States of America; and

Edward J. Schwartzbauer, William J. Keppel, and Dorsey,
Windhorst, Hannaford, Whitney & Halladay, 2300 First National
Bank Building, Minneapolis, Minnesota 55402, attorneys for
Defendant Reilly Tar & Chemical Corporation; and

Wayne G. Popham, Allen Hinderaker, and Popham, Haik,
Schnobrich, Kaufman & Doty, Ltd., 4344 IDS Center,
Minneapolis, Minnesota 55402, attorneys for
Plaintiff-Intervenor, City of St. Louis Park and Defendant,
Housing and Redevelopment Authority of St. Louis Park,
Minnesota; and

Joseph C. Vesely, Vesely, Otto, Miller & Keefe PA, Suite 203, Northwestern Bank Building, Hopkins, MN 55343, attorney for Plaintiff-Intervenor, City of Hopkins; and

Laurence A. Waldoch, Lindquist & Vennum, IDS Center, 80 South Eighth Street, Minneapolis, Minnesota 55402, attorney for Defendant, Oak Park Village Associates; and

James T. Swenson, Mackall, Crounse & Moore, 1600 TCF Tower, Minneapolis, Minnesota 55402, attorney for T.C.F. Service Corporation, successor in interest to Defendant, Rustic Oaks Condominium, Inc.; and

Thomas W. Wexler, Peterson, Engberg & Peterson, 700 Title Insurance Building, Minneapolis, Minnesota 55401, attorney for Defendant Philip's Investment Company.

PLEASE TAKE NOTICE that the Plaintiff-Intervenor, State of Minnesota will take depositions as follows:

At 9:00 o'clock a.m. on the 11th day of October, 1982, at the Offices of Reilly Tar and Chemical Corporation, 1510 Market Square Center, 151 North Delaware Street, Indianapolis, Indiana 46206, the deposition of C.F. Lesher will be taken.

At 9:00 o'clock a.m. on the 12th day of October, 1982, at the Office of the United States Attorney, United States Courthouse, 46 East Ohio Street, Indianapolis, Indiana 46204, the deposition of W.A. Justin will be taken.

These depositions will be taken upon oral examination, before a Notary Public, or before some other officer authorized by law to take depositions. The oral examinations will continue from day to day until completed.

Dated: September 3, 1982.


Respectfully submitted

WARREN SPANNAUS
Attorney General
State of Minnesota

WILLIAM P. DONOHUE
Special Assistant
Attorney General

PAUL G. ZERBY
Special Assistant
Attorney General

STEPHEN SHAKMAN
Special Assistant
Attorney General

BY: 
DENNIS M. COYNE
Special Assistant
Attorney General

ATTORNEYS FOR THE
STATE OF MINNEAPOLIS
1935 West County Road B2
Roseville, Minnesota 55113
Tel. (612) 296-7342



STATE OF MINNESOTA
OFFICE OF THE ATTORNEY GENERAL
ST. PAUL 55155

WARREN SPANNAUS
ATTORNEY GENERAL

ADDRESS REPLY TO
ATTORNEY GENERAL'S OFFICE
POLLUTION CONTROL DIVISION
1935 WEST COUNTY ROAD B-2
ROSEVILLE, MN 55113
TELEPHONE (612) 296-7342

August 23, 1982

Francis X. Hermann
Assistant U.S. Attorney
110 S. 4th Street, Room 234
Minneapolis, MN 55401

Erica Dolgin
Room 1507
Environmental Enforcement Section
Land and Natural Resources Div.
U.S. Department of Justice
Washington, D.C. 20530

Wayne G. Popham
Popham, Haik, Schnobrich,
Kaufman & Doty, Ltd.
4344 IDS Center
80 South 8th Street
Minneapolis, MN 55402

Edward Schwartzbauer
Dorsey, Windhorst, Hannaford,
Whitney & Halladay
2200 First Bank Place
Minneapolis, MN 55402

Bob Leininger
Enforcement
EPA - Region V
230 S. Dearborn St.
Chicago, Illinois 60604

Joseph C. Vesely
Vesely, Otto, Miller
& Keefe PA
Suite 203
Northwestern Bank Bldg.
Hopkins, MN 55343

James T. Swenson
Mackall, Crounse & Moore
1600 TCF Tower
Minneapolis, MN 55402

Laurence A. Waldoch
Lindquest & Vennum
IDS Center
80 South Eighth Street
Minneapolis, MN 55402

Thomas W. Wexler
Peterson, Engberg &
Peterson
700 Title Insurance Bldg.
Minneapolis, MN 55401

Re: United States v. Reilly Tar & Chemical Corporation, et al.
Civ. File No. 4-80-469

Dear Counsel:

The deposition of Herbert C. Finch will continue on Thursday,
September 16, 1982, at 9:30 a.m., in the basement conference room

located at the Minnesota Pollution Control Agency, 1935 West
County Road B-2, Roseville, Minnesota.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Dennis M. Coyne".

DENNIS M. COYNE
Special Assistant
Attorney General

DMC/ps

RECEIVED
AUG 27 1982
OFFICE OF REGIONAL COUNCIL
ESEA - REGIONAL

FXH

DORSEY & WHITNEY

A Partnership Including Professional Corporations

2200 FIRST BANK PLACE EAST
MINNEAPOLIS, MINNESOTA 55402
(612) 340-2600

TELEX: 29-0605
TELECOPIER: (612) 340-2868

EDWARD J. SCHWARTZBAUER
(612) 340-2825

880 WEST-FIRST NATIONAL BANK BUILDING
ST. PAUL, MINNESOTA 55101
(612) 227-8017

P O BOX 848
340 FIRST NATIONAL BANK BUILDING
ROCHESTER, MINNESOTA 55903
(507) 288-3156

312 FIRST NATIONAL BANK BUILDING
WAYZATA, MINNESOTA 55391
(612) 475-0373

201 DAVIDSON BUILDING
8 THIRD STREET NORTH
GREAT FALLS, MONTANA 59401
(406) 727-3632

SUITE 675 NORTH
1800 M STREET N W
WASHINGTON, D C 20036
(202) 296-2780

30 RUE LA BOETIE
75008 PARIS, FRANCE
TEL (1) 562 32 50

U.S. ATTORNEY
DIST. OF MINN.

August 17, 1982

Francis X. Hermann
Assistant U.S. Attorney
110 South Fourth Street
Minneapolis, Minnesota 55401

Erica L. Dolgin
Room 1507
Environmental Enforcement Section
Land & Natural Resources Division
U.S. Department of Justice
Washington, D.C. 20530

Stephen Shakman
Minnesota Pollution Control Agency
1935 W. County Road B2
Roseville, Minnesota 55113

Allen Hinderaker, Esq.
Popham, Haik, Schnobrich,
Kaufman & Doty, Ltd.
4344 IDS Center
Minneapolis, Minnesota 55402

Joseph C. Vesely
Vesely, Otto, Miller & Keefe
Suite 203
Northwestern Bank Building
Hopkins, Minnesota 55343

Laurance R. Waldoch
Lindquist & Vennum
4200 IDS Center
80 South Eighth Street
Minneapolis, Minnesota 55402

James T. Swenson
Mackall, Crounse & Moore
1600 TCF Tower
Minneapolis, Minnesota 55402

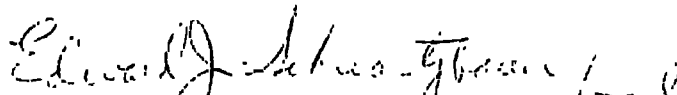
Thomas W. Wexler
Peterson, Engberg & Peterson
700 Title Insurance Building
Minneapolis, Minnesota 55401

Re: U.S.A. v. Reilly Tar & Chemical Corporation, et al.
Civ. File No. 4-80-469

Dear Counsel:

Enclosed herewith and served upon you by mail is a Notice of Deposition, together with an Affidavit of Mailing, in the above-referenced matter.

Yours very truly,


Edward J. Schwartzbauer

EJS:ml
Enclosure

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA
FOURTH DIVISION

UNITED STATES OF AMERICA,

Civil No. 4-80-469

Plaintiff,

and

STATE OF MINNESOTA, by its
Attorney General Warren Spannaus,
its Department of Health, and
its Pollution Control Agency,

Plaintiff-Intervenor,

v.

NOTICE OF DEPOSITION

REILLY TAR & CHEMICAL CORPORATION;
HOUSING AND REDEVELOPMENT AUTHORITY
OF ST. LOUIS PARK; OAK PARK VILLAGE
ASSOCIATES; RUSTIC OAKS CONDOMINIUM
INC.; and PHILIP'S INVESTMENT CO.,

Defendants.

and

CITY OF ST. LOUIS PARK,

Plaintiff-Intervenor,

v.

REILLY TAR & CHEMICAL CORPORATION,

Defendant.

and

CITY OF HOPKINS,

Plaintiff-Intervenor,

v.

REILLY TAR & CHEMICAL CORPORATION,

Defendant.

TO: James M. Rosenbaum, United States Attorney, Francis X.
Hermann, Assistant United States Attorney, 110 South 4th
Street, Minneapolis, Minnesota 55401, and Erica L. Dolgin,
Attorney, Environmental Enforcement Section, Land and
Natural Resources Division, Department of Justice,
Washington, D.C. 20530, attorneys for Plaintiff, United
States of America; and

Warren Spannaus, Attorney General, State of Minnesota,
William P. Donohue, Special Assistant Attorney General,
Paul G. Zerby, Special Assistant Attorney General, Dennis
M. Coyne, Special Assistant Attorney General and Stephen
Shakman, Special Assistant Attorney General, 1935 W.
County Road B2, Roseville, Minnesota 55113, attorneys for
Plaintiff-Intervenor, State of Minnesota; and

Wayne G. Popham, Allen Hinderaker and Popham, Haik, Schnobrich, Kaufman & Doty, Ltd., 4344 IDS Center, Minneapolis, Minnesota 55402, attorneys for Plaintiff-Intervenor, City of St. Louis Park and Defendant, Housing and Redevelopment Authority of St. Louis Park, Minnesota, and

Joseph C. Vesely, Vesely, Otto, Miller & Keefe, P.A., Suite 203, Northwestern Bank Building, Hopkins, Minnesota 55343, attorney for Plaintiff-Intervenor, City of Hopkins; and

Laurance R. Waldoch, Lindquist & Vennum, 4200 IDS Center, 80 South Eighth Street, Minneapolis, Minnesota 55402, attorney for Defendant, Oak Park Village Associates; and

James T. Swenson, Mackall, Crounse & Moore, 1600 TCF Tower, Minneapolis, Minnesota 55402, attorney for T.C.F. Service Corporation, successor in interest to Defendant, Rustic Oaks Condominium, Inc.; and

Thomas W. Wexler, Peterson, Engberg & Peterson, 700 Title Insurance Building, Minneapolis, Minnesota 55401, attorney for Defendant Philip's Investment Company.

PLEASE TAKE NOTICE that the Defendant, Reilly Tar & Chemical Corporation, will take the following depositions, at 2200 First Bank Place East, Minneapolis, Minnesota, upon oral examination, before a Notary Public, or before some other officer authorized by law to take depositions. The oral examination will continue from day to day until completed.

Larry Anderson
Pfeifer and Schultz Engineers
5401 Gamble Drive
Minneapolis, Minnesota

9:00 o'clock a.m.
September 15, 1982

George Koonce
Minnesota Pollution Control Agency
1935 West County Road B2
Roseville, Minnesota 55113

1:00 o'clock p.m.
September 15, 1982

Dated: August 17, 1982.

DORSEY & WHITNEY

By Michael J. Wahoske
Edward J. Schwartzbauer
Ronald J. Brown
Michael J. Wahoske
2200 First Bank Place East
Minneapolis, Minnesota 55402
Telephone: (612) 340-2825/2879/8755

Attorneys for Defendant
Reilly Tar & Chemical Corporation

STATE OF MINNESOTA)

) ss:
COUNTY OF HENNEPIN)

AFFIDAVIT OF MAILING

Marilynn Latenville, being first duly sworn, on oath deposes and states that on the 17th day of August, 1982, she did deposit in the United States mails an envelope, properly sealed and with first class postage prepaid thereon, addressed to:

Francis X. Hermann
Assistant U.S. Attorney
110 South Fourth Street
Minneapolis, MN 55401

Erica L. Dolgin
Room 1507
Environmental Enforcement Section
Land and Natural Resources Division
U.S. Department of Justice
Washington, D.C. 20530

Stephen Shakman
Minnesota Pollution Control Agency
1935 W. County Road B2
Roseville, Minnesota 55113

Allen Hinderaker
Popham, Haik, Schnobrich,
Kaufman & Doty
4344 IDS Center
Minneapolis, Minnesota 55402

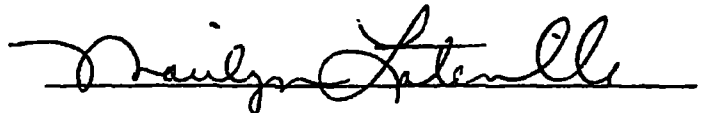
Joseph C. Vesely
Vesely, Otto, Miller
& Keefe, P.A.
Suite 203
Northwestern Bank Building
Hopkins, Minnesota 55343

Laurance R. Waldoch
Lindquist & Vennum
4200 IDS Center
Minneapolis, MN 55402

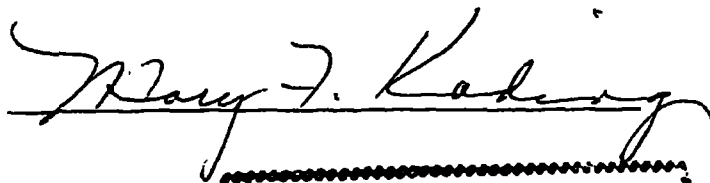
James T. Swenson
Mackall, Crounse & Moore
1600 TCF Tower
Minneapolis, MN 55402

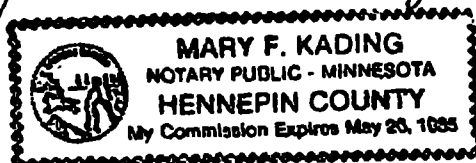
Thomas W. Wexler
Peterson, Engberg & Peterson
700 Title Insurance Building
Minneapolis, Minnesota 55401

the last known address of said addressees, in which envelope she had first placed a true and correct copy of the attached Notice of Deposition.



Subscribed and sworn to before me
this 17th day of August, 1982.





07

RECEIVED

AUG 24 1982

OFFICE OF THE ATTORNEY GENERAL
EPA - KERRIQUA W.

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA
FOURTH DIVISION

UNITED STATES OF AMERICA,

Civil No. 4-80-469

Plaintiff,

and

STATE OF MINNESOTA, by its
Attorney General Warren Spannaus,
its Department of Health, and
its Pollution Control Agency,

Plaintiff-Intervenor,

v.

NOTICE OF DEPOSITION

REILLY TAR & CHEMICAL CORPORATION;
HOUSING AND REDEVELOPMENT AUTHORITY
OF ST. LOUIS PARK; OAK PARK VILLAGE
ASSOCIATES; RUSTIC OAKS CONDOMINIUM
INC.; and PHILIP'S INVESTMENT CO.,

Defendants.

and

CITY OF ST. LOUIS PARK,

Plaintiff-Intervenor,

v.

REILLY TAR & CHEMICAL CORPORATION,

Defendant.

and

CITY OF HOPKINS,

Plaintiff-Intervenor,

v.

REILLY TAR & CHEMICAL CORPORATION,

Defendant.

TO: James M. Rosenbaum, United States Attorney, Francis X. Hermann, Assistant United States Attorney, 110 South 4th Street, Minneapolis, Minnesota 55401, and Erica L. Dolgin, Attorney, Environmental Enforcement Section, Land and Natural Resources Division, Department of Justice, Washington, D.C. 20530, attorneys for Plaintiff, United States of America; and

Warren Spannaus, Attorney General, State of Minnesota, William P. Donohue, Special Assistant Attorney General, Paul G. Zerby, Special Assistant Attorney General, Dennis M. Coyne, Special Assistant Attorney General and Stephen Shakman, Special Assistant Attorney General, 1935 W. County Road B2, Roseville, Minnesota 55113, attorneys for Plaintiff-Intervenor, State of Minnesota; and

Wayne G. Popham, Allen Hinderaker and Popham, Haik, Schnobrich, Kaufman & Doty, Ltd., 4344 IDS Center, Minneapolis, Minnesota 55402, attorneys for Plaintiff-Intervenor, City of St. Louis Park and Defendant, Housing and Redevelopment Authority of St. Louis Park, Minnesota; and

Joseph C. Vesely, Vesely, Otto, Miller & Keefe, P.A., Suite 203, Northwestern Bank Building, Hopkins, Minnesota 55343, attorney for Plaintiff-Intervenor, City of Hopkins; and

Laurance R. Waldoch, Lindquist & Vennum, 4200 IDS Center, 80 South Eighth Street, Minneapolis, Minnesota 55402, attorney for Defendant, Oak Park Village Associates; and

James T. Swenson, Mackall, Crounse & Moore, 1600 TCF Tower, Minneapolis, Minnesota 55402, attorney for T.C.F. Service Corporation, successor in interest to Defendant, Rustic Oaks Condominium, Inc.; and

Thomas W. Wexler, Peterson, Engberg & Peterson, 700 Title Insurance Building, Minneapolis, Minnesota 55401, attorney for Defendant Philip's Investment Company.

PLEASE TAKE NOTICE that the Defendant, Reilly Tar & Chemical Corporation, will take the following depositions, at 2200 First Bank Place East, Minneapolis, Minnesota, upon oral examination, before a Notary Public, or before some other officer authorized by law to take depositions. The oral examination will continue from day to day until completed.

NON-RESPONSIVE

9:30 o'clock a.m.
August 24, 1982

Eugene A. Hickok and
Associates
545 Indian Mound
Wayzata, Minnesota
(by a person designated
pursuant to F.R.C.P.
30(b)(6) who has knowl-
edge concerning the con-
tents of the Report en-
titled "Study of Ground-
water Contamination in
St. Louis Park, Minnesota,
November 1981

10:30 o'clock a.m.
August 24, 1982

NON-RESPONSIVE

9:30 o'clock a.m.
August 25, 1982

NON-RESPONSIVE

9:30 o'clock a.m.
August 26, 1982

Dated: July 8, 1982.

DORSEY & WHITNEY

By


Edward J. Schwartzbauer

Ronald J. Brown

Michael J. Wahoske

2200 First Bank Place East

Minneapolis, Minnesota 55402

Telephone: (612) 340-2825/2879/8755

Attorneys for Defendant

Reilly Tar & Chemical Corporation

STATE OF MINNESOTA)
) SS.
COUNTY OF HENNEPIN)

AFFIDAVIT OF MAILING

Marilynn Latenville, being first duly sworn, on oath
deposes and states that on the 8th day of July, 1982, she did
deposit in the United States mails an envelope, properly sealed
and with first class postage prepaid thereon, addressed to:

Francis X. Hermann
Assistant U.S. Attorney
110 South Fourth Street
Minneapolis, MN 55401

Joseph C. Vesely
Vesely, Otto, Miller & Keefe, P.A.
Suite 203
Northwestern Bank Building
Hopkins, Minnesota 55343

Erica L. Dolgin
Room 1507
Environmental Enforcement Section
Land and Natural Resources Division
U.S. Department of Justice
Washington, D.C. 20530

Laurance R. Waldoch
Lindquist & Vennum
4200 IDS Center
80 South Eight Street
Minneapolis, MN 55402

Stephen Shakman
Minnesota Pollution Control Agency
1935 W. County Road B2
Roseville, Minnesota 55113

James T. Swenson
Mackall, Crounse & Moore
1600 TCF Tower
Minneapolis, Minnesota 55402

Wayne G. Popham
Popham, Haik, Schnobrich,
Kaufman & Doty
4344 IDS Center
Minneapolis, Minnesota 55402

Thomas W. Wexler
Peterson, Engberg & Peterson
700 Title Insurance Building
Minneapolis, Minnesota 55401

the last known address of said addressees, in which envelope she
had first placed a true and correct copy of the attached Notice
of Deposition.

Marilynn Latenville

Subscribed and sworn to before me
this 8th day of July, 1982.

Mary F. Kading



REC'D
JUL 2 1982
OFFICE OF RECORDS MANAGEMENT
FBI - BOSTON

FXH

DORSEY, WINDHORST, HANNAFORD, WHITNEY & HALLADAY

2200 FIRST BANK PLACE EAST
MINNEAPOLIS, MINNESOTA 55402

(612) 340-2600

CABLE: DOROW

TELEX: 29-0605

TELECOPIER: (612) 340-2868

880 W-FIRST NATIONAL BANK BUILDING
ST. PAUL, MINNESOTA 55101
(612) 227-8017

P.O. BOX 848
340 FIRST NATIONAL BANK BUILDING
ROCHESTER, MINNESOTA 55903
(507) 288-3156

201 DAVIDSON BUILDING
8 THIRD STREET NORTH
GREAT FALLS, MONTANA 59401
(406) 727-3632

1150 RING BUILDING
1200 18TH STREET N.W.
WASHINGTON, D.C. 20036
(202) 296-2780
(800) 424-2942

312 FIRST NATIONAL BANK BUILDING
WAYZATA, MINNESOTA 55391
(612) 475-0373

30 RUE LA BOETIE
75008 PARIS, FRANCE
TEL: (1) 562 32 50

July 8, 1982

HENRY HALLADAY
ARTHUR B. WHITNEY
RUSSELL W. LINDQUIST
DAVID R. BRINK
HORACE HITCH
ROBERT J. JOHNSON
MAYNARD B. HASSELQUIST
PETER DORSEY
GEORGE P. FLANNERY
CURTIS L. ROY
ARTHUR E. WEISBERG
DUANE E. JOSEPH
JAMES B. VESSEY
WILLIAM A. WHITLOCK
EDWARD J. SCHWARTZBAUER
THOMAS M. BROWN
CORNELIUS D. MAHONEY, JR.
WILLIAM C. BASCOCK
THOMAS S. ERICKSON
MICHAEL E. BRESS
RAYMOND A. REISTER
JOHN J. TAYLOR
WILLIAM J. HEMPEL
JOHN S. HIBBS
ROBERT O. FLOTTEN
JOHN D. LEVINE
ROBERT J. STRUYK
MICHAEL A. OLSON
LARRY W. JOHNSON
THOMAS S. HAY
G. LARRY GRIFFITH
CRAIG A. BECK
DAVID L. MCCUSKEY
THOMAS O. MOE
JAMES H. O'HAGAN
JOHN M. MASON
LOREN R. KNOTT
PHILLIP H. MARTIN
REESE C. JOHNSON
CHARLES J. HAUENSTEIN
CHARLES A. GEER

JOHN C. ZWAKMAN
JOHN R. WICKS
EUGENE L. JOHNSON
JOHN W. WINDHORST, JR.
MICHAEL PRICHARD
JOHN P. VITKO
WILLIAM R. SOTH
RICHARD G. SWANSON
FAITH L. OHMAN
DAVID A. RANHEIM
ROBERT J. SILVERMAN
THOMAS R. MANTHEY
WILLIAM R. HIBBS
PHILIP F. BOELTER
WILLIAM B. PAYNE
ROBERT A. HEIBERG
JOHN D. KIRBY
ROBERT A. SCHWARTZBAUER
DAVID N. FRONEK
THOMAS W. TINKHAM
JON F. TUTTLE
EMERY W. BARTLE
WILLIAM A. JOHNSTONE
STEVEN K. CHAMPLIN
MICHAEL J. RADMER
MICHAEL TRUCANO
JAMES A. FLADER
DAVID L. BOEHMEN
MICHAEL A. LAFOND
DON D. CARLSON
PAUL J. SCHERRER
WILLIAM J. KEPPEL
FRANK H. VOIGT
WILLIAM H. HUPPÉE, JR.
ROBERT A. BURNS
ROGER J. MAGNUSON
PETER S. HENDRIXSON
JAY F. COOK
STANLEY M. REIN
CHARLES L. POTUZNIK
VERLANE L. ENDORF

DENNIS P. BURATTI
ROBERT L. HOBBS
BARRY D. GLAZER
IRVING WEISER
STEPHENE G. GOTTSCHALK
KENNETH L. CUTLER
OWEN C. MARK
GARY M. JOHNSON
ROBERT G. BAYER
STUART B. HEMPHILL
J. JACKSON
W. CHARLES LANTZ
J. MARCUS EASTWOOD
EDWARD J. PLUMER
J. ROBERT HIBBS
BRUCE W. BURTON
SUZANNE B. JANDYK
STEVEN F. WOLGAMOT
JAMES E. BOWLUS
THOMAS D. VANDERMOLEN
MARK A. JARBOE
PAUL B. KLAAS
MARGERY K. OTTO
RONALD J. BROWN
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DAVID J. LUBBEN
BRUCE J. SHINDLER
GEORGE G. ECK
BARBARA B. FARRELL
MARIANNE D. SHORT
MICHAEL E. REESLUND
ELIZABETH A. GOODMAN
MARIANNE E. DURIN
ROBERT J. DWYER, JR.
BRIAN E. PALMER
JEROME P. GALLIGAN
DIANE D. MALFELD
WILLIAM J. BERENS
JAMES D. ALT
JOEL W. LAVINTMAN
JEFFREY W. SOGARD

MARILYN J. JUSTMAN
TIMOTHY J. CARLIN
BARBARA J. MACDOO
JOSEPH R. LIESCH
JOHN H. LINDSTROM
KENNETH L. CUTLER
THOMAS E. POPOVICH
SUSAN J. THOMPSON
PHILIP M. CHEN
JOHN T. KRAMER
PAUL M. TORGERSOHN
JOYCE M. CONNELLY
TIMOTHY J. WALSH
JOSEPH C. GONNELLA
MARK E. HAMEL
STEPHEN P. KELLEY
PAMELA A. FERGEN
CHERYL L. GRASMOEN
JAY L. SWANSON
GARY L. BRISBIN
RANDALL B. OHM
JAMES R. DORAN
REGINA C. WILLIAMS-ROTAR
JAMES B. LYNCH
KEVIN W. ROUSE
DANIEL P. O'KEEFE
CHARLES L. SWEERIS
MICHAEL J. WAHOSKE
LORI-LEAN GILLE
DONALD W. AMUNDSON
ROY A. GINSBURG

OF COUNSEL
WALDO F. MARQUART
JOHN F. FINN
LEWIS L. ANDERSON
RUDOLPH E. LOW

*ADMITTED IN MONTANA

Francis X. Hermann
Assistant U.S. Attorney
110 South Fourth Street
Minneapolis, MN 55401

Erica L. Dolgin
Room 1507
Environmental Enforcement Section
Land & Natural Resources Division
U.S. Department of Justice
Washington, D.C. 20530

Stephen Shakman
Minnesota Pollution Control Agency
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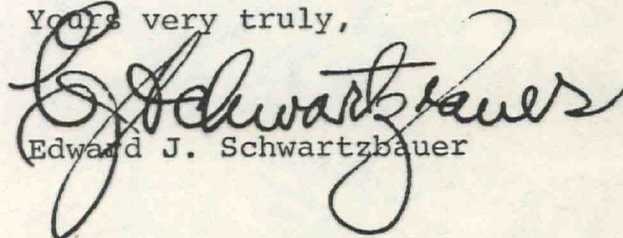
Thomas W. Wexler
Peterson, Engberg & Peterson
700 Title Insurance Building
Minneapolis, Minnesota 55401

Re: U.S.A. v. Reilly Tar & Chemical Corporation, et al.
Civil File No. 4-80-469

Dear Counsel:

Enclosed is the Notice of Deposition, together with
Affidavit of Mailing, in the above-referenced matter.

Yours very truly,


Edward J. Schwartzbauer

EJS:ml
Enclosure

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA
FOURTH DIVISION

UNITED STATES OF AMERICA,

Civil No. 4-80-469

Plaintiff,

and

STATE OF MINNESOTA, by its
Attorney General Warren Spannaus,
its Department of Health, and
its Pollution Control Agency,

Plaintiff-Intervenor,

v.

NOTICE OF DEPOSITION

REILLY TAR & CHEMICAL CORPORATION;
HOUSING AND REDEVELOPMENT AUTHORITY
OF ST. LOUIS PARK; OAK PARK VILLAGE
ASSOCIATES; RUSTIC OAKS CONDOMINIUM
INC.; and PHILIP'S INVESTMENT CO.,

Defendants.

and

CITY OF ST. LOUIS PARK,

Plaintiff-Intervenor,

v.

REILLY TAR & CHEMICAL CORPORATION,

Defendant.

and

CITY OF HOPKINS,

Plaintiff-Intervenor,

v.

REILLY TAR & CHEMICAL CORPORATION,

Defendant.

TO: James M. Rosenbaum, United States Attorney, Francis X.
Hermann, Assistant United States Attorney, 110 South 4th
Street, Minneapolis, Minnesota 55401, and Erica L. Dolgin,
Attorney, Environmental Enforcement Section, Land and
Natural Resources Division, Department of Justice,
Washington, D.C. 20530, attorneys for Plaintiff, United
States of America; and

Warren Spannaus, Attorney General, State of Minnesota,
William P. Donohue, Special Assistant Attorney General,
Paul G. Zerby, Special Assistant Attorney General, Dennis
M. Coyne, Special Assistant Attorney General and Stephen
Shakman, Special Assistant Attorney General, 1935 W.
County Road B2, Roseville, Minnesota 55113, attorneys for
Plaintiff-Intervenor, State of Minnesota; and

Wayne G. Popham, Allen Hinderaker and Popham, Haik, Schnobrich, Kaufman & Doty, Ltd., 4344 IDS Center, Minneapolis, Minnesota 55402, attorneys for Plaintiff-Intervenor, City of St. Louis Park and Defendant, Housing and Redevelopment Authority of St. Louis Park, Minnesota; and

Joseph C. Vesely, Vesely, Otto, Miller & Keefe, P.A., Suite 203, Northwestern Bank Building, Hopkins, Minnesota 55343, attorney for Plaintiff-Intervenor, City of Hopkins; and

Laurance R. Waldoch, Lindquist & Vennum, 4200 IDS Center, 80 South Eighth Street, Minneapolis, Minnesota 55402, attorney for Defendant, Oak Park Village Associates; and

James T. Swenson, Mackall, Crounse & Moore, 1600 TCF Tower, Minneapolis, Minnesota 55402, attorney for T.C.F. Service Corporation, successor in interest to Defendant, Rustic Oaks Condominium, Inc.; and

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NON-RESPONSIVE

9:30 o'clock a.m.
August 24, 1982

Eugene A. Hickok and
Associates
545 Indian Mound
Wayzata, Minnesota
(by a person designated
pursuant to F.R.C.P.
30(b)(6) who has knowl-
edge concerning the con-
tents of the Report en-
titled "Study of Ground-
water Contamination in
St. Louis Park, Minnesota,
November 1981

10:30 o'clock a.m.
August 24, 1982

NON-RESPONSIVE

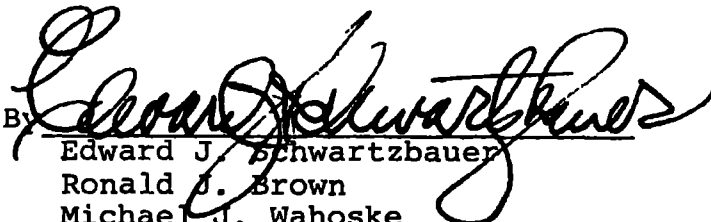
9:30 o'clock a.m.
August 25, 1982

NON-RESPONSIVE

9:30 o'clock a.m.
August 26, 1982

Dated: July 8, 1982.

DORSEY & WHITNEY

By 
Edward J. Schwartzbauer
Ronald J. Brown
Michael J. Wahoske

2200 First Bank Place East
Minneapolis, Minnesota 55402
Telephone: (612) 340-2825/2879/8755

Attorneys for Defendant
Reilly Tar & Chemical Corporation

STATE OF MINNESOTA)) SS.
COUNTY OF HENNEPIN)

AFFIDAVIT OF MAILING

Marilynn Latenville, being first duly sworn, on oath deposes and states that on the 8th day of July, 1982, she did deposit in the United States mails an envelope, properly sealed and with first class postage prepaid thereon, addressed to:

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Assistant U.S. Attorney
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Minneapolis, MN 55401

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Erica L. Dolgin
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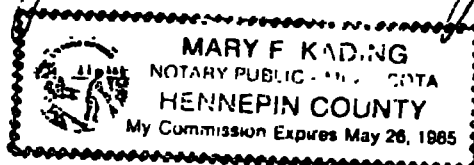
Thomas W. Wexler
Peterson, Engberg & Peterson
700 Title Insurance Building
Minneapolis, Minnesota 55401

the last known address of said addressees, in which envelope she had first placed a true and correct copy of the attached Notice of Deposition.

Daily Little

Subscribed and sworn to before me
this 8th day of July, 1982.

Mary F. Kodung



RECEIVED
JUL 15 1982
U.S. DE. RECORDS & COMM.
FBI - MEMPHIS